

DAYLE ELIESON
United States Attorney
District of Nevada

JENNIFER A. KENNEY, SBN CA 241625
Special Assistant United States Attorney
160 Spear Street, Suite 800
San Francisco, California 94105
Telephone: (415) 977-8945
Facsimile: (415) 744-0134
E-Mail: jennifer.a.kenney@ssa.gov

Attorneys for Defendant

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JAMES STEVEN RUIZ,

Plaintiff,

v.

NANCY A. BERRYHILL,
Acting Commissioner of Social Security,

Defendant.

Case No. 2:17-cv-03036-JAD-VCF

**STIPULATION TO VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND TO
ENTRY OF JUDGMENT FOR
PLAINTIFF**

ECF Nos. 15, 19, 20

IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, and with the approval of the Court, that the parties have agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g).

On remand, the Appeals Council will remand the case to an administrative law judge (ALJ) for a new decision. The Appeals Council will instruct the ALJ to further evaluate the nature and severity of Plaintiff's ADHD and intellectual disorder. The Appeals Council will also instruct the ALJ to reevaluate the medical evidence, including, but not limited to, all medical-source opinion evidence concerning physical and mental impairments, and explain the weight given to the opinion evidence. The

1 Appeals Council will instruct the ALJ to further evaluate Plaintiff's residual functional capacity. The
2 Appeals Council will instruct the ALJ to obtain supplemental vocational expert testimony, as needed, to
3 assist in determining what jobs exist, if any, for Plaintiff given his age, education, vocational factors and
4 residual functional capacity and resolve any conflicts at step five of the sequential evaluation process.

5 The parties further request that the Clerk of the Court be directed to enter a final judgment in
6 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

7 Respectfully submitted this 31th day of July 2018.

8 DAYLE ELIESON
9 United States Attorney

10 /s/ Jenna Barson
11 JENNA BARSON
12 Attorney for Plaintiff

/s/ Jennifer A. Kenney
JENNIFER A. KENNEY
Special Assistant United States Attorney

13 OF COUNSEL:

14 DEBORAH LEE STACHEL
15 Regional Chief Counsel, Region IX

16 ORDER

17 Based on the parties' stipulation [ECF No. 20] and good cause appearing, IT IS SO ORDERED. All
18 pending motions [ECF Nos. 15, 19] are **DENIED** as moot. The **Clerk of Court** is directed to **ENTER**
19 **FINAL JUDGMENT** in favor of the plaintiff and against the defendant, reversing the final decision of
20 the Commissioner and **CLOSE THIS CASE**.

21 
22 U.S. District Judge Jennifer A. Dorsey
23 Dated: July 31, 2018
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